

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office DEC 10 1991 NEW PRIORITY DATE: NOV 7 2000

Returned to applicant for correction _____

Corrected application filed _____

Map filed DEC 19 1991

The applicant Jack W. Tooley and Evelyn J. Tooley

P. O. Box 331, of Pahrump
Street and No. or P.O. Box No. City or Town

Nevada 89041, hereby make application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground.
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is .075 CFS second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet _____

3. The water to be used for Commercial and Domestic purposes.
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated _____

(b) Stockwater, state number and kinds of animals to be watered _____

(c) Other use (describe fully under No. 12. "Remarks") commercial business rentals and domestic.

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source at the following point within the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the
Describe as being within a 40-acre subdivision of public
NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 20, T20S, R53E MDB&M from which the NE corner bears N
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
84° 51' 58" E a distance of 1952.74 feet.

6. Place of use being a portion of the W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, T20S, R53E, MDB&M
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
NYE County Nevada 3.7 Acres \pm .

7. Use will begin about January 1st and end about December 31st, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well - 8" casing 200 feet \pm deep pump -
State manner in which water is to be diverted, i.e. diversion structure, ditches and

1 $\frac{1}{2}$ H.P. 240 volt submersible pump and pressure tank.
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$7500.00
10. Estimated time required to construct works.....1 year
If well completed, describe works.
11. Estimated time required to complete the application of water to beneficial use.....5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:
Water will be used for commercial rental units or space and possibly
domestic use. Total annual consumption will not exceed 1,460,000 gallons.

By s/Charles L. Thomsen
P.O. Box 2317
Pahrump, Nevada 89041

Compared bc/bc ap/sn

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.075 cubic feet per second, but not to exceed 2.24 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before June 8, 1993

Proof of completion of work shall be filed before July 8, 1993

Application of water to beneficial use shall be filed on or before June 8, 1997

Proof of the application of water to beneficial use shall be filed on or before July 8, 1997

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed AUG 4 - 1993

Proof of beneficial use filed MAR 06 2001

Cultural map filed.....

Certificate No. 15827 Issued AUG 13 2001

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 8th day of June

A.D. 1992

[Signature]
State Engineer

CANCELLED SEP 13 2000 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER

Cancellation Rescinded 3-6-01

(PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

